

ORIGINAL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
STATE OF NEW YORK, *et al.*,

Plaintiffs,

-against-

STEPHEN L. JOHNSON, *et al.*,

Defendants.  
-----X

Case No. 1:07-cv-10632-BSJ-DCF

**NOTICE OF MOTION  
TO ADMIT COUNSEL  
ROBERT A. REILEY  
*PRO HAC VICE***

FILED  
U.S. DISTRICT COURT  
2008 JAN 15 PM 3:36  
S.D. OF N.Y.

PLEASE TAKE NOTICE that, upon the annexed declaration of movant, Andrew G. Frank, Assistant Attorney General in the Environmental Protection Bureau of the office of Andrew M. Cuomo, Attorney General of the State of New York, in support of this motion, and upon the declaration of Robert A. Reiley, as applicant for admission *pro hac vice*, and upon the certification of good standing of the Supreme Court of Pennsylvania, the undersigned will move this Court before the Honorable Barbara S. Jones, United States District Judge, at the United States Courthouse for the Southern District of New York located at 500 Pearl Street, New York, NY, 10007, pursuant to Rule 1.3 (c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, for an Order allowing the admission of said Robert A. Reiley, Assistant Counsel of the Commonwealth of Pennsylvania, Department of Environmental Protection, and a member in good standing of the Bar of the Commonwealth of Pennsylvania, as attorney *pro hac vice* to argue or try this case in whole or in part as counsel. Movant Andrew G. Frank will act as local counsel for the applicant.

02  
1-15-08  
#25  
8-28328

Dated: New York, New York  
January 15, 2008

A handwritten signature in black ink, appearing to read "A + G. Frank", written over a horizontal line.

Andrew G. Frank  
Assistant Attorney General  
Environmental Protection Bureau  
ANDREW M. CUOMO  
Attorney General of the State of New York  
120 Broadway, 26th Floor  
New York, NY 10271  
Telephone: (212) 416-8271  
Facsimile: (212) 416-6007

(i) Robert A. Reiley is a member in good standing of the Bar of the Commonwealth of Pennsylvania.

(ii) There are no pending disciplinary proceedings against Robert A. Reiley in any State or Federal Court.

5. I agree to act as local counsel to the applicant for admission *pro hac vice* during the pendency of this action. My address is: Andrew G. Frank, Assistant Attorney General, Environmental Protection Bureau, Office of Andrew M. Cuomo, Attorney General of the State of New York, 120 Broadway, New York, NY 10271. My telephone number is (212) 416-8271 and my fax number is (212) 416-6007. My e-mail address is [andrew.frank@oag.state.ny.us](mailto:andrew.frank@oag.state.ny.us).

6. The required fee of \$25.00 accompanies this motion in accordance with the Local Rules of this Court.

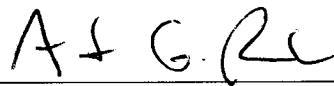
7. A proposed Order granting this motion is annexed hereto.

8. No previous application has been made for the relief sought in this motion.

WHEREFORE I respectfully request that Robert A. Reiley be admitted as counsel *pro hac vice* for plaintiff Commonwealth of Pennsylvania, Department of Environmental Protection, in this action.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
January 15, 2008



Andrew G. Frank  
Assistant Attorney General  
Environmental Protection Bureau  
ANDREW M. CUOMO  
Attorney General of the State of New York  
120 Broadway, 26th Floor  
New York, NY 10271  
Telephone: (212) 416-8271  
Facsimile: (212) 416-6007

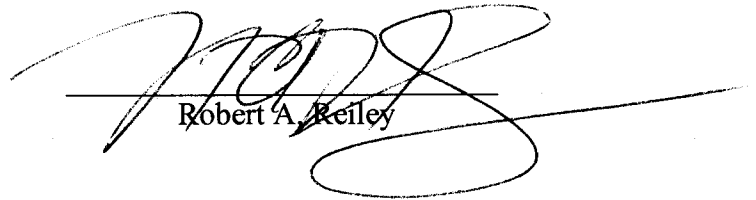
Case No. 1:07-cv-10632-BSJ-DCF

4. There are no pending disciplinary proceedings against me in any State or Federal Court.

5. Pursuant to the accompanying motion, I hereby request permission to appear as counsel *pro hac vice* for the Commonwealth of Pennsylvania, Department of Environmental Protection, in this action. Andrew G. Frank, Assistant Attorney General, Environmental Protection Bureau, Office of Andrew M. Cuomo, Attorney General of the State of New York, 120 Broadway, New York, NY 10271 is and shall remain local counsel in this action.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 1-14-08

  
Robert A. Reiley



Supreme Court of Pennsylvania

**CERTIFICATE OF GOOD STANDING**

***Robert Anthony Reiley, Esq.***

**DATE OF ADMISSION**

***June 5, 1991***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



**Witness my hand and official seal**

**Dated: January 8, 2008**

*Charles W. Johns*

Charles W. Johns  
Prothonotary

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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	:
STATE OF NEW YORK, <i>et al.</i> ,	:
	:
Plaintiffs,	:
	:
-against-	:
	:
STEPHEN L. JOHNSON, <i>et al.</i> ,	:
	:
Defendants.	:
	:
-----X	

Case No. 1:07-cv-10632-BSJ-DCF

**ORDER GRANTING MOTION TO  
ADMIT ROBERT A. REILEY AS COUNSEL *PRO HAC VICE***

UPON the motion of Andrew G. Frank made pursuant to Rule 1.3 (c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York to admit Robert A. Reiley, an attorney admitted to practice in the Commonwealth of Pennsylvania, as counsel *pro hac vice* for plaintiff Commonwealth of Pennsylvania, Department of Environmental Protection, in this action, and the Court having considered said motion, it is hereby

ORDERED that the motion is granted and that Robert A. Reiley is hereby admitted as counsel *pro hac vice* for plaintiff Commonwealth of Pennsylvania, Department of Environmental Protection, in this action. Andrew G. Frank, Assistant Attorney General, Environmental Protection Bureau, Office of Andrew M. Cuomo, Attorney General of the State of New York, 120 Broadway, New York, NY 10271 is designated as local counsel.

Dated: New York, New York  
this \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
THE HONORABLE BARBARA S. JONES  
UNITED STATES DISTRICT JUDGE



ORIGINAL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
STATE OF NEW YORK, <i>et al.</i> ,	:	
	:	Case No. 1:07-cv-10632-BSJ-DCF
Plaintiffs,	:	
	:	
-against-	:	<b>CERTIFICATE OF SERVICE</b>
	:	
STEPHEN L. JOHNSON, <i>et al.</i> ,	:	
	:	
Defendants.	:	
-----X	:	

I hereby certify that I caused to be served a copy of the Motion to Admit Counsel Robert A. Reiley *Pro Hac Vice* in this action, along with the two accompanying declarations and the proposed order granting the motion, by United States First Class Mail this 15th day of January, 2008 on the following attorneys:

Counsel for Defendants

MICHAEL B. MUKASEY  
ATTORNEY GENERAL OF THE UNITED STATES  
U.S. Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530-0001

MICHAEL J. GARCIA  
UNITED STATES ATTORNEY  
Office of the U.S. Attorney for the Southern District of New York  
One St. Andrews Plaza  
New York, New York 10007

Counsel for Plaintiffs

TERRY GODDARD,  
ATTORNEY GENERAL OF THE STATE OF ARIZONA  
James T. Skardon  
Assistant Attorney General  
Arizona Office of the Attorney General  
1275 West Washington Street  
Phoenix, Arizona 85007

EDMUND G. BROWN JR.,  
ATTORNEY GENERAL OF THE STATE OF CALIFORNIA  
James R. Potter  
Deputy Attorney General  
California Office of the Attorney General  
300 South Spring Street  
Los Angeles, California 90013-1230

RICHARD BLUMENTHAL  
ATTORNEY GENERAL OF THE STATE  
OF CONNECTICUT  
Mary K. Lenehan  
Assistant Attorney General  
Connecticut Office of the Attorney General  
55 Elm Street, P.O. Box 120  
Hartford, Connecticut 06141-0120

LISA MADIGAN  
ATTORNEY GENERAL OF THE STATE  
OF ILLINOIS  
Gerald T. Karr  
Senior Assistant Attorney General  
Illinois Attorney General's Office  
69 West Washington Street, Suite 1800  
Chicago, Illinois 60602

G. STEVEN ROWE  
ATTORNEY GENERAL OF THE STATE  
OF MAINE  
Janet M. McClintock  
Assistant Attorney General  
Maine Office of the Attorney General  
6 State House Station  
Augusta, Maine 04333-0006

MARTHA COAKLEY  
ATTORNEY GENERAL OF THE  
COMMONWEALTH OF  
MASSACHUSETTS  
I. Andrew Goldberg  
Assistant Attorney General  
Massachusetts Office of the Attorney General  
One Ashburton Place  
Boston, Massachusetts 02108

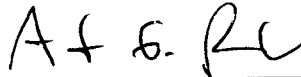
LORI SWANSON  
ATTORNEY GENERAL OF THE STATE  
OF MINNESOTA  
Carla Heyl  
Assistant Attorney General  
Minnesota Office of the Attorney General  
900 Bremer Tower  
445 Minnesota Street  
St. Paul, Minnesota 55101

KELLY A. AYOTTE  
ATTORNEY GENERAL OF THE STATE  
OF NEW HAMPSHIRE  
Maureen D. Smith  
Senior Assistant Attorney General  
New Hampshire Office of the Attorney  
General  
33 Capitol Street  
Concord, New Hampshire 03301-6397

ANNE MILGRAM  
ATTORNEY GENERAL OF THE STATE  
OF NEW JERSEY  
Michael Schuit  
Deputy Attorney General  
New Jersey Office of the Attorney General  
Richard J. Hughes Justice Complex  
25 Market Street, P.O. Box 093  
Trenton, New Jersey 08625-0093

SUSAN SHINKMAN  
CHIEF COUNSEL, COMMONWEALTH  
OF PENNSYLVANIA, DEPARTMENT OF  
ENVIRONMENTAL PROTECTION  
Robert A. Reiley  
Assistant Counsel  
Pennsylvania Department of Environmental  
Protection  
400 Market Street  
Harrisburg, Pennsylvania 17105

WILLIAM H. SORRELL  
ATTORNEY GENERAL OF THE STATE  
OF VERMONT  
Kevin O. Leske  
Assistant Attorney General  
Vermont Office of Attorney General  
109 State Street  
Montpelier, Vermont 05609-1001

A handwritten signature in black ink, appearing to read "A. G. Frank", written over a horizontal line.

Andrew G. Frank